

FEDERAL BUREAU OF INVESTIGATION
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FOI/PA# 1361968-0

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Page 11 ~ Duplicate;
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Federal Bureau of Investigation
Records Branch

, 19__

☐ Name Searching Unit - Room 6527b6
b7C☐ Service Unit - Room 6524☐ Forward to ☐☒ Attention ☐☒ Return to ☐

Supervisor / Room Ext.

Type of References Requested:

☐ Regular Request (Analytical Search)☒ All References (Subversive & Nonsubversive)☐ Subversive References Only☐ Nonsubversive References Only☐ Main _____ References Only

Type of Search Requested:

☒ Restricted to Locality of Illus☐ Exact Name Only (On the Nose)☐ Buildup ☐ VariationsSubject ☐Birthdate & Place John J. Miller

Address _____

Localities _____

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Date 11/10Searcher
Initials Bh

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FILE NUMBER

SERIAL

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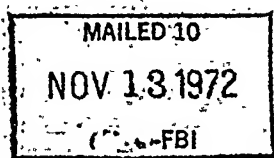
FBI

Transmit in _____ Via Airtel

(Priority)

Date 11/13/72TO: **SI-111** San Antonio
REC-48 **Acting**
From: **Director** **101-556-4597**1 - **BAREFOOT SANDERS,
JOHN TOWER, CANDIDATES,
U. S. SENATE
SAN ANTONIO, TEXAS
ELECTION LAWS**9
10Enclosed are two copies of a self-explanatory Departmental letter dated 11/9/72, along with its enclosure.Complete the requested investigation in accordance with the provisions of Section **35**, Volume II, Manual of Instructions, and surep within **17** days of the receipt of this communication.State in the first paragraph of the details of your report that it contains the results of a ☒ limited investigation and underscore the word ☒ limited
☐ preliminary ☐ preliminaryAdvise ☒ all persons interviewed.☒ appropriate officials at the outset that this investigation is being conducted at the specific request of the Assistant Attorney General in charge of the ~~Civil Rights~~ **Criminal** Division, U. S. Department of Justice, referring to him by name as well as title.

Remarks:



Enc. (4)

NAZ/mkc (4)

(Do not type below this line.)

NOTE:

Felt _____
Bates _____
Bishop _____
Callahan _____
Campbell _____
Cleveland _____
Conrad _____
Dalbey _____
Jenkins _____
Marshall _____
Miller, E.S. _____
Ponder _____
Soyars _____
Walters _____
Tele. Room _____

Department forwarded copy of handbill which was distributed with a San Antonio suburban shopping newspaper. The handbill was unsigned as required by Title 18, Section 612, USC. Department requests persons responsible for publication and distribution of circulars be identified and interviewed as to whether they realize unsigned handbills violation of Title 18, Section 612, USC. San Antonio instructed to conduct investigation as requested by the Department.

MAIL ROOM ☐ TELETYPE UNIT ☐

UNITED STATES GOVERNMENT

DEPARTMENT OF JUSTICE

Memorandum

b6
b7C

TO : Acting Director, Federal Bureau of
Investigation

DATE: November 9, 1972

HEP:JCK:WCH:pg

FROM : *HEP*
Henry E. Petersen
Assistant Attorney General
Criminal Division

SUBJECT: Barefoot Sanders and John
Tower - 18 U.S.C. 612

o'ed on yellow

Attached hereto is a copy of material received from
the United States Attorney for the Western District of Texas.

In order to assist this Division to determine whether
prosecutable violations have occurred, the Bureau is requested
to conduct a limited investigation for the purpose of ascertain-
ing the following:

1. The identity or identities of the persons or
entities principally responsible for the pub-
lication and distribution of the enclosed
circular,
2. Whether or not any of these persons were aware
of the requirement that political literature
contains "... the names of the persons, asso-
ciations, committees or corporations responsible
for the publication or distribution of the same,
and the names of the officers of each such asso-
ciation, committee or corporation ..." as
required by 18 U.S.C. 612.

In this connection, you may wish to coordinate your
efforts with First Assistant United States Attorney

Enclosure

1XC to AAG 1-2-79

ENCLOSURE

*antel to SA, SA
11-13-72
NHT:MKC*

ST-117
REC-48
NCT-5

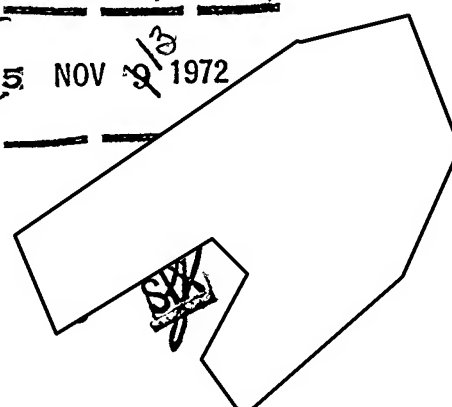
56-4597-

5 NOV 9 1972

EXP. PROC.
40 NOV 9 1972
#34

clp

See Sanders



FACSIMILE TRANSMISSION RECORD				GSA FORM 2510 (7-72)	
ADDRESSEE: [REDACTED] CRIMINAL Division		FRAUD Sect. Washington DC.		ORIGINATOR: [REDACTED] U.S. Attorney San Antonio, Tex.	
FM SA 4109	ID 0014	FLT 9:40	DATE 11-3-72	PAGES OF	PRECEDENCE
REMARKS [REDACTED]			CHG	OPR CCM	

TO:

[REDACTED]
Fraud Section
Criminal Division
Department of Justice
Washington, D. C. 20530.

This handbill was distributed with a suburban shopping newspaper on November 2, 1972, in San Antonio residential areas.

[REDACTED]
Assistant U. S. Attorney
San Antonio, Texas.

IPAS

①

WHERE DO THE U.S. SENATE CANDIDATES STAND?



JOHN TOWER
REPUBLICAN



BARFOOT SANDERS
DEMOCRAT

ON ETHICS:

John Tower voted against full financial disclosure by Senators and their staffs (March 20, 1968) and against limiting campaign spending (Sept. 23, 1970). During three years he admitted collecting \$63,000 in speaking fees and other monies from special interest groups.

BARFOOT SANDERS FAVORS all legislation to promote high ethics among governmental officials. He has promised to introduce measures limiting outside fees which can be collected by elected officials.

ON THE ENVIRONMENT:

Tower voted against the Wilderness Act (April 3, 1963) against grants to states and local governments to improve water quality (January 28, 1965), for federal funding of the SST (March 24, 1971) and for extending the deadline for production of pollution-free automobiles (Sept. 22, 1970). He has consistently opposed creation of a Big Thicket National Park.

SANDERS SUPPORTS governmental efforts to require polluters to pay the major cost of cleaning up the environment. He also favors the proposed Clean Air Act which would set rigorous standards for auto emissions and is a proponent of a Big Thicket Park.

ON CONSUMER LEGISLATION:

Tower voted against creation of a Food, Drug and Consumer Product Agency to protect consumers (June 21, 1972), against funds for development of a model safe car (Dec. 17, 1969) and was absent on votes to curb abuse of credit cards (April 15, 1970) and to pass the Flammable Fabrics Act (June 16, 1972).

SANDERS SAYS: "We must restore the consumer's confidence in American goods. Concern for the consumer should rank with concern for new materials, new ideas, new means of production and new methods of marketing as an industry goal."

ON LEGISLATION TO BENEFIT THE ELDERLY:

Tower voted against Medicare (Sept. 3, 1964) against increasing Social Security benefits (April 18, 1967) and was absent on votes increasing Social Security benefits in 1970 and 1971.

SANDERS HAS continually supported programs to improve living conditions for elderly Americans, and for increase and improvement of Social Security and Medicare programs.

ON HUMAN RIGHTS:

Tower voted against the Civil Rights Act of 1964 (June 19, 1964), against the National Voter Registration Act of 1972 (March 15, 1972) against the Equal Opportunities Enforcement Act of 1972 (February 22, 1972) and voted to delay allowing 12-year-olds the right to vote until 1979.

BAREFOOT SANDERS as President Lyndon Johnson's legislative assistant was primarily responsible for the preparation and passage of major legislation in the area of human rights.

ON FEDERAL EMPLOYEES:

Tower voted against including federal and other governmental employees under the minimum wage law (July 19, 1972) and voted against federal pay raises (Oct. 6, 1971 and July 2, 1964).

SANDERS SUPPORTS a professional corps of federal employees able to compete job for job and salary for salary with the private sector.

ON HEALTH CARE:

Tower voted against funding the Hill-Burton program for hospital construction (June 30, 1970), against providing loans to medical, dental and osteopathy students (Sept. 12, 1963) and was absent on the vote for a \$9.5 million appropriation for the University of Texas Dental School at San Antonio.

SANDERS CONSIDERS the right to quality health care a basic human right in our affluent age. He favors proposals to improve both quality and availability of health care.

ON EDUCATION:

Tower voted against an increase in higher education funds (June 26, 1970), against a five year program for construction of higher education facilities (Dec. 10, 1968) and against an increase in student loan funds (Aug. 12, 1969) and was absent but announced support for reduction in funds for orphans and other children lacking parental support (Nov. 6, 1963).

SANDERS IS FOR quality education and for programs to maintain educational institutions at all levels.

SANDERS IS FOR increased federal support for vocational and technical training.

ON THE JOB OF SENATOR:

Tower has posted a Senate absentee record as high as 47 percent in a single year and recorded "below average" attendance in nine of his eleven years in office.

SANDERS, during six years in the State Legislature, was present 93 percent of the time on 5,400 roll call votes. He wants to be a full-time Senator for Texas.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE SAN ANTONIO	OFFICE OF ORIGIN SAN ANTONIO	DATE 11/24/72	INVESTIGATIVE PERIOD 11/17-20/72
TITLE OF CASE "CHANGED" [REDACTED] BAREFOOT SANDERS, JOHN TOWER, CANDIDATES, U. S. SENATE SAN ANTONIO, TEXAS		REPORT MADE BY SA [REDACTED]	TYPED BY chn
		CHARACTER OF CASE ELECTION LAWS	

Title marked "Changed" to reflect addition of [] who is responsible for publication of political handbill.

REFERENCE: Bureau airtel to San Antonio, 11/13/72.

-C-

ADMINISTRATIVE

All persons interviewed were advised at the onset that this investigation is being conducted at the specific request of Assistant Attorney General HENRY E. PETERSEN, Criminal Division, U. S. Department of Justice.

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
CONVIC.	AUTO.	FUG.	FINES	SAVINGS	RECOVERIES		
APPROVED <i>[Signature]</i> SPECIAL AGENT IN CHARGE						DO NOT WRITE IN SPACES BELOW	
COPIES MADE: ②-Bureau 1-USA, San Antonio 1-San Antonio (56-159) 1 x to AAG 1-2-79						<div>56-4597-2</div> <div>12-4</div> <div>15 NOV 30 1972</div> <div>MCT-17</div> <div>REC-24</div> <div>ST-115</div>	
Dissemination Record of Attached Report						Notations	
Agency	1-Orin Dur					<div>SA</div> <div>ST-1. SECT.</div>	
Request Recd.							
Date Fwd.	12/14/72						
How Fwd.	51 DEC 17 1972						
By	[Signature]						

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATIONb6
b7c

Copy to: 1-USA, San Antonio

Report of: [REDACTED]

Office: SAN ANTONIO, TEXAS

Date: 11/24/72

Field Office File #: 56-159

Bureau File #:

Title: BAREFOOT SANDERS,
JOHN TOWER, CANDIDATES,
U. S. SENATE
SAN ANTONIO, TEXAS

Character: ELECTION LAWS

Synopsis: [REDACTED] Northside
Recorder newspaper, [REDACTED] Distributing
Company, and [REDACTED] BAREFOOT SANDERS
Election Committee, were interviewed, denied knowledge of
Title 18, Section 612, U. S. Code and furnished statements.

- C -

DETAILS:This is a limited investigation.

The investigation in this case is predicated upon receipt of a letter dated November 9, 1972, from HENRY E. PETERSEN, Assistant Attorney General, Criminal Division, U. S. Department of Justice, Washington, D. C., to the Acting Director, FBI, Washington, D. C. This letter contained a copy of a political handbill, which, according to [REDACTED] Assistant U. S. Attorney, Western District of Texas, San Antonio, Texas, is described in his transmittal form as a handbill distributed with a suburban shopping newspaper on November 2, 1972, in San Antonio residential areas. The handbill did not contain the "...the names of the persons, associations, committees or corporations responsible for the publication or distribution of the same, and the names of the officers of each such association, committee or corporation..." as required by 18 U.S.C. 612.

A copy of this handbill is attached herewith.

FEDERAL BUREAU OF INVESTIGATION

Date 11/24/72

[redacted] of the Northside Recorder, 3907 Blanco Road, San Antonio, was advised of the official identities of the interviewing Agents and that any statement he subsequently made could be used in court. [redacted] voluntarily furnished the following signed statement:

"11/17/72
San Antonio, Texas

"I, [redacted] of the Northside Recorder, 3907 Blanco Road, San Antonio, Texas, have been advised of the official identities of the interviewing Agents as SA's [redacted] and [redacted] of the FBI, and that this investigation concerns a newspaper handbill enclosed within the November 2, 1972 edition of the Northside Recorder Newspaper. I voluntarily furnish the following information knowing that it may be used in court:

"I have been with the Northside Recorder approximately [redacted] years, am [redacted] years old and reside at [redacted]

"Concerning the above handbill, I was aware a handbill was inserted for a political candidate, namely Barefoot Sanders, in what I believe was the November 2, 1972 edition of the Northside Recorder. Concerning political handbills, I was aware that the same generally contained 'this is a paid political advertisement' however, I was not aware that the advertisement had to have the name or names of the contributors of the material printed

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On 11/17/72 at San Antonio, Texas File # SA 56-159

by SA's [redacted] & [redacted] GGV/chn Date dictated 11/22/72

SA-56-159

"on same. In the case of this handbill or advertisement, I did not actually see it other than knowing that there was a political advertisement to be inserted. The inserts for this paper are furnished directly to [redacted] the distributor, after the arrangements for their placing have been made through this office. The person responsible for the placing of the political ad was [redacted] [redacted] for Barefoot Sanders in San Antonio, Texas.

"I have read this page and one other and they are true.

"/s/ [redacted]

"Witnesses:

"/s/ [redacted] Nov. 17, 1972
Northside Recorder

"/s/ [redacted] Special Agent, FBI, San
Antonio, Texas

"/s/ [redacted] Special Agent, FBI, San
Antonio, Texas, 11/17/72"

FEDERAL BUREAU OF INVESTIGATION

Date 11/24/72

[redacted] [redacted] Distributing Company, 116 Fairview, San Antonio, Texas, residence [redacted] was advised of the official identities of the interviewing Agents and that anything he subsequently advised could be used in a court. He then provided the following information orally as he did not wish to furnish a signed statement.

[redacted] advised that he operates a distributing business in which generally the pre-printed materials are furnished to him and he thereby assembles these materials and sees to it that they are distributed to the subscribers or recipients.

[redacted] advised he recalls that he distributed approximately 15,000 handbills which he stated were for the election campaign of BAREFOOT SANDERS in Bexar County, Texas. These handbills were distributed with the November 2, 1972, edition of the Northside Recorder, which is a local suburban shopping newspaper. [redacted] stated that he was responsible for the distribution of this handbill, however, advised he was not aware of the requirement that political literature must contain "...the names of the persons, associations, committees or corporations responsible for the publication or distribution of the same, and the names of the officers of each such association, committee or corporation..." as required by Title 18, U. S. Code, Section 612.

-5-

On 11/20/72 at San Antonio, Texas File # SA 56-159

SA's [redacted] & [redacted] by [redacted] /CGV/chn Date dictated 11/22/72

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency, nor duplicated within your agency.

FEDERAL BUREAU OF INVESTIGATION

b6
b7cDate 11/24/72

[redacted] of the BAREFOOT SANDERS Bexar County Campaign for the U. S. Senate Committee, was advised of the official identities of the interviewing Agents, that the interview concerned a political handbill which was distributed in a suburban shopping newspaper on November 2, 1972, and was furnished an "Interrogation; Advice of Rights" form which he read and voluntarily signed the waiver of rights form. [redacted] then furnished the following signed statement:

"November 17, 1972

"San Antonio, Texas

"I, [redacted] am an [redacted] with an office address of [redacted] and was the [redacted] of the Barefoot Sanders Bexar County Campaign for the United States Senate. I have been advised of the official identities of the interviewing Agents as Special Agent [redacted] and [redacted] as Special Agents of the FBI and Special Agent [redacted] has presented me an Advice of Rights--Waiver of Rights Form, the contents of which I understand. I wish to make the following voluntary and signed statement concerning a Flyer which was contained within the November 2, 1972, edition of the Northside Recorder newspaper.

"I am an [redacted] engaged in the [redacted] for [redacted] years. I am [redacted] years of age and reside at [redacted]

"I am solely responsible for the hereinabove described Flyer which was printed and distributed without the knowledge of Mr. Barefoot Sanders or his State staff. In my capacity as [redacted]

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On 11/17/72 at San Antonio, Texas File # SA 56-159

SA's [redacted] & [redacted] GGV/chn Date dictated 11/22/72

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, nor duplicated within your agency.

SA 56-159

"of the Barefoot Sanders Bexar County Campaign
for the United States Senate, [REDACTED]

[REDACTED] in regard to his local
campaign, and requested the printing and distri-
bution of the Flyer without knowledge of the
context of Title 18, U. S. Code, Section 612
which concerns the identification of persons
responsible for the publication or distribution
of political literature.

"In addition to the foregoing I wish to
state that the Flyer in no way urged the election
of Mr. Sanders or his opponent, and all the infor-
mation contained therein was factual to the best of
my knowledge. The distribution of the Flyer was
general in nature and was not designed to encourage,
induce, or influence any particular voter or group
of voters, but was designed to present a factual
statement to all voters in the Bexar County area.

"I have read the above statement and certify
that the information contained therein is true and
correct.

"/s/ [REDACTED]
[REDACTED]

"Witnesses:

"/s/ [REDACTED] Special Agent- FBI,
San Antonio, Texas

"/s/ [REDACTED] Special Agent, FBI,
San Antonio, Texas, 11/17/72"

The following descriptive data was obtained
through observation and interview:

Name
Occupation

Sex
Race

[REDACTED]
Male
White

SA 56-159

Business address
Home address

A large rectangular black box used to redact information, likely an address.

Age
Marital status

A small rectangular black box used to redact information, likely an age.

Married